

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE PROPOSED TARIFF FILING OF)
CINCINNATI BELL TELEPHONE)
COMPANY TO REVISE ITS GENERAL) CASE NO. 92-356
EXCHANGE TARIFF)

O R D E R

On August 18, 1992, Cincinnati Bell Telephone Company ("Cincinnati Bell") filed with the Commission written notice that it intended to implement the provision in its General Exchange Tariff that permits it from time to time to offer special promotions on selected services upon 20 days notification. Cincinnati Bell proposes to offer a promotion which will waive the nonrecurring charge to establish or change to new or additional custom calling features. In its filing, Cincinnati Bell seeks a deviation from the 20-day notification requirement. Cincinnati Bell states that it failed to note the difference between the Kentucky Public Service Commission's 20-day notice requirements and the Ohio Public Utilities Commission's 10-day notice requirement and requests that it be allowed to put the tariff into effective on September 1, 1992.

The 20-day requirement contained in Cincinnati Bell's tariff is mandated by law. KRS 278.180 states:

[N]o change shall be made by any utility in any rate except upon thirty (30) days' notice to the commission...However, the commission,

may...shorten the notice period from thirty
(30) days to a period of not less than twenty
(20) days.

The Commission is not empowered to waive statutory requirements absent authorization pursuant to KRS 278.512 et seq. The Commission finds good cause to shorten the 30 days to 20 days notice. The Commission finds that Cincinnati Bell's request for deviation from the 20-day notice requirement should be denied.

IT IS THEREFORE ORDERED that:

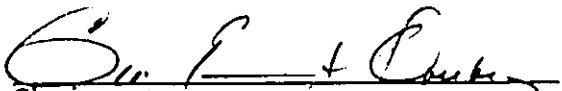
1. Cincinnati Bell's request for a deviation from the 20-day notification requirement is hereby denied.

2. Cincinnati Bell's promotion to waive the nonrecurring charge to establish or change to new and/or additional customer calling features or packages is approved on or after September 7, 1992.

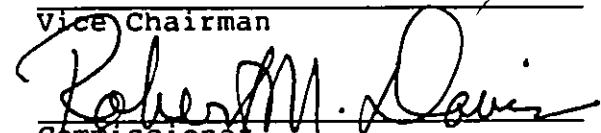
3. Within 20 days of the date of this Order, Cincinnati Bell shall file a revised tariff setting out the promotion approved herein with an effective date no earlier than September 7, 1992.

Done at Frankfort, Kentucky, this 26th day of August, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director